

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 2/2/2021
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
UNITED STATES OF AMERICA,

-against-

RUBEN RESTREPO-HOYAS,

Defendant.  
-----X

12 CR 859 (VM)  
DECISION AND ORDER

**VICTOR MARRERO, U.S.D.J.:**

On September 12, 2014, the Court sentenced defendant Ruben Restrepo-Hoyas ("Restrepo-Hoyas") to the mandatory minimum of 120 months' imprisonment following his plea of guilty to one count of conspiring to distribute one kilogram or more of heroin in violation of 21 U.S.C. §§ 846 and 841(b)(1)(A). (See Sentencing Tr., Dkt. No. 303.) Restrepo-Hoyas is currently serving his sentence at Moshannon Valley Correctional Center ("MVCC").

By letter dated December 10, 2020 and received by the Court on January 11, 2021, Restrepo-Hoyas moved the Court for immediate compassionate release under 18 U.S.C. § 3582(c)(1) (the "Motion"). (See Attached Letter.) For the reasons set forth below, the Court GRANTS the Motion.

Restrepo-Hoyas argues that his Motion should be granted for three principal reasons. First, Restrepo-Hoyas contends that his health and age put him at greater risk of serious illness should he contract COVID-19. Restrepo-Hoyas is sixty-

seven years old and has serious medical conditions, including a heart attack suffered in 2016, chronic heart conditions, glaucoma, and high cholesterol. Second, Restrepo-Hoyas argues that his release is warranted because he has served almost 90% of his statutory sentence. Lastly, he contends that he is at little risk of recidivism based on his age and status as a deportable alien. Restrepo-Hoyas asks this Court to reduce his sentence to time served so that he can be released into the custody of immigration authorities and deported to his native Colombia.

At the outset, the Court notes that Restrepo-Hoyas has satisfied Section 3582(c)(1)(A)'s exhaustion requirement. Restrepo-Hoyas petitioned officials at his facility for compassionate release and was found ineligible under BOP guidelines due to his status as a deportable alien.<sup>1</sup> (See Motion at 11 (citing BOP Program Statement 50.50).) The MVCC acting Director of Operations, Angela Dunbar, noted Restrepo-Hoyas "exhausted all of [his] Administrative Remedies." (Id.)

To grant a sentence reduction under 18 U.S.C. § 3582(c)(1), the Court must find that "extraordinary and compelling reasons warrant such a reduction." Under this

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<sup>1</sup> The BOP guidelines are not binding on the Court, and Restrepo-Hoyas's status as a deportable alien does not render him ineligible for compassionate release under Section 3582(c)(1). See United States v. Juarez-Parra, No. 11 CR 0125, 2020 WL 5645703, at \*3 (D.N.M. Sept. 22, 2020).

provision, courts are authorized “to consider the full slate of extraordinary and compelling reasons that an imprisoned person might bring before [the court] in motions for compassionate release.” United States v. Brooker, 976 F.3d 228, 237 (2d Cir. 2020). Here, the Court is persuaded that Restrepo-Hoyas has demonstrated “extraordinary and compelling reasons” that warrant his release.

Due to his underlying medical conditions and age, Restrepo-Hoyas is at an increased risk of severe illness should he contract COVID-19. Most notably, Restrepo-Hoyas suffered a heart attack in 2016, which greatly increases his risk of serious illness or death. See generally Jesus Alvarez-Garcia et al., *Prognostic Impact of Prior Heart Failure in Patients Hospitalized with COVID-19*, 76 J. Am. C. Cardiology 2334 (2020). In addition, Restrepo-Hoyas is presently being treated for various chronic heart conditions related to his heart failure, including coronary artery disease, a condition that the Centers for Disease Control and Prevention has said exposes afflicted individuals to “increased risk of severe illness.” See *Coronavirus Disease 2019 (COVID-19): People With Certain Medical Conditions*, Ctrs. for Disease Control and Prevention, <https://www.cdc.gov/coronavirus/2019-ncov/need-extra-precautions/people-with-medical-conditions.html> (last updated Dec. 29, 2020). Moreover,

Restrepo-Hoyas -- although not in the highest risk range due to his age -- is at increased risk because he is sixty-seven years old. See *Coronavirus Disease 2019 (COVID-19): Older Adults*, Centers for Disease Control and Prevention, <https://www.cdc.gov/coronavirus/2019-ncov/need-extra-precautions/older-adults.html> (last updated Dec. 13, 2020).

The Court also finds that the detention conditions at MVCC -- where Restrepo-Hoyas sleeps in a dormitory style room with approximately seventy other men (see Motion at 3) -- render COVID-19 precautions such as social distancing practically impossible. See *United States v. Juarez-Parra*, 11 CR 125, 2020 WL 5645703, at \*3 (D.N.M. Sept. 22, 2020) (noting that the same conditions at MVCC made the court "reluctant to wait for a publicized outbreak at [MVCC] before recognizing the danger posed to [defendant] given his many underlying medical conditions"). Thus, although MVCC does not presently have a great number of COVID-19 cases, Restrepo-Hoyas is nonetheless more susceptible to the spread of the virus given the conditions of his detention.

As a result of this combination of his detention conditions, age, and underlying medical conditions, the Court is persuaded that Restrepo-Hoyas has demonstrated "extraordinary and compelling" circumstances warranting his release. See, e.g., *United States v. Bass*, 462 F. Supp. 3d

176, 187-88 (N.D.N.Y. 2020) (noting compassionate release was warranted upon finding underlying heart conditions combined with prison conditions); United States v. Bess, 455 F. Supp. 3d 53, 64 (W.D.N.Y. 2020) (finding the same with respect to coronary artery disease); Woodard v. United States, 469 F. Supp. 3d 499, 503 (E.D. Va. 2020) (history of heart attacks); United States v. Dunlap, No. 17 CR 207, 2020 WL 5231359, at \*3 (D.D.C. Sept. 2, 2020) (heart abnormality and chest pain); United States v. Al-Jumail, 459 F. Supp. 3d 857, 864-65 (E.D. Mich. May 12, 2020) (coronary artery disease).

Section 3582(c)(1) also requires the Court to "consider[] the factors set forth in Section 3553(a) to the extent they are applicable." 18 U.S.C. § 3582(c)(1)(A). The Court finds that a reduction of Restrepo-Hoyas's term of imprisonment is consistent with the Section 3553(a) factors. In particular, the Court notes that Restrepo-Hoyas has served almost 90% of his statutory term for a nonviolent offense and is slated for release in November of this year. Given the nature of Restrepo-Hoyas's offense and the short amount of time left to be served, "concerns that he must serve his full sentence to ensure respect for the law, effect general deterrence, and prevent sentence disparities are mitigated." Bass, 462 F. Supp. 3d at 190; see also United States v. Molina Acevado, 18 Cr. 365, 2020 WL 3182770, at \*4 (S.D.N.Y. June

15, 2020) (finding the Section 3553(a) factors satisfied where "Defendant was convicted of a nonviolent crime, has served the majority of a sentence that balances the seriousness of his criminal conduct and his acceptance of responsibility"); United States v. Levy, No. 16 CR 270, 2020 WL 2393837, at \*7 (E.D.N.Y. May 12, 2020) (noting that forcing the defendant to serve out the small remainder of his term in pandemic conditions "would be to require a sentence that is greater than necessary to achieve the purposes of sentencing"). And given Restrepo-Hoyas's age, he poses little risk of recidivism. See Kim Steven Hunt et al., U.S. Sentencing Comm'n, The Effects of Aging on Recidivism Among Federal Offenders 3 (2017). Moreover, because Restrepo-Hoyas will be released to immigration authorities and deported upon his release from prison, his release poses essentially no danger to the community. E.g., United States v. Reyes-De La Rosa, No. 18 CR 55, 2020 WL 3799523, at \*4 (S.D. Tex. July 7, 2020). The Court is therefore persuaded that Restrepo-Hoyas's release is consistent with the aims of Section 3553(a).

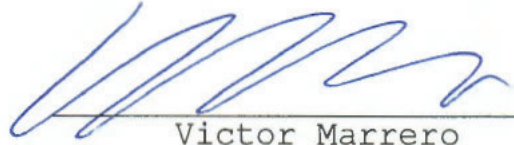
#### **I. ORDER**

Accordingly, for the reasons stated above, it is hereby **ORDERED**, that the motion by defendant Ruben Restrepo-Hoyas ("Restrepo-Hoyas") for compassionate release under 18 U.S.C. § 3582(c)(1) is hereby GRANTED; and it is further

**ORDERED,** that Restrepo-Hoyas be released into the custody of Immigration and Customs Enforcement pursuant to his detainer for removal to Colombia.

**SO ORDERED.**

Dated: New York, New York  
2 February 2021

  
\_\_\_\_\_  
Victor Marrero  
U.S.D.J.

PHILIPSBURG, DECEMBER 10<sup>TH</sup>, 2020

HONORABLE JUDGE VICTOR MARRERO  
DANIEL PATRICK MOYNIHAN UNITED STATES COURTHOUSE  
500 PEARL STREET  
NEW YORK, NY 10007-1312  
REF: RUBEN RESTREPO HOYAS REGISTER N° 40969-037

DEAR JUDGE MARRERO,

I HOPE THIS LETTER FINDS YOU WELL! AT THIS TIME, I HAVE FULLY EXHAUSTED MY ADMINISTRATIVE REMEDIES AT THE B.O.P. LEVEL IN HOPE OF FILING A MOTION FOR "COMPASSIONATE RELEASE".

I RESPECTFULLY ASK THE COURT TO CONSIDER A REDUCTION OF SENTENCE TO TIME SERVED BASED ON "EXTRAORDINARY AND COMPELLING REASONS" PURSUANT TO 18 U.S.C. § 3582(c)(1)(A)(i). COVID-19 IS AN UNPRECEDENTED GLOBAL HEALTH EMERGENCY THAT PRESENTS A PARTICULARLY SERIOUS RISK TO VULNERABLE PEOPLE LIKE ME, A 66-YEAR-OLD MAN (I'LL TURN 67 IN JANUARY OF 2021) WITH WELL-DOCUMENTED AND SERIOUS MEDICAL CONDITIONS INCLUDING MY HAVING SUFFERED A HEART ATTACK IN 2015 HERE AT MOSHANNON VALLEY WITH ALL ITS IMPLICATIONS, MY SUFFERING FROM HIGH CHOLESTEROL (PRESENTLY, I'M TAKING ATORVASTATIN/LIPITOR 40 MG TABLETS ONCE A DAY), GLAUCOMA IN BOTH EYES AND GIVEN THREE DIFFERENT EYE DROPS:

- TIMOLOL WHICH WAS SUSPENDED BECAUSE OF ITS SIDE-EFFECTS ESPECIALLY THOSE RELATED TO MY HEART CONDITION. IN ADDITION, THIS SAME MEDICATION IS RESPONSIBLE FOR MY NOW HAVING PEYRONIS DISEASE, AN ILLNESS THEY SIMPLY CAN'T OR AREN'T WILLING TO TREAT HERE,

- LATANOPROST WHICH I'M USING NOW BUT WITH LIMITED EFFECTIVENESS SINCE



THIS MEDICATION'S SUGGESTED USE CLEARLY STATES THAT IT'S NOT SUPPOSED TO BE EXPOSED TO THE LIGHT AND UNFORTUNATELY, I LIVE IN AN OPEN "POD" WITH ROUGHLY 70 OTHER INMATES WHERE THE LIGHTS ARE ON MOST OF THE DAY. WE HAVE NO WAY OF TURNING THE LIGHTS "ON" OR "OFF."

• BRIMONIDINE TARTRATE OPHTHALMIC SOLUTION 0.15% WHICH ALSO HAS SERIOUS SIDE EFFECTS ESPECIALLY RELATED TO MY HEART CONDITION. YOUR HONOR, ON NUMEROUS OCCASIONS, I'VE TRIED TO GET THE NAME AND NUMBER OF THE CARDIOLOGIST WHO TREATED ME AFTER MY HEART ATTACK TO CONSULT HIM REGARDING THE MEDICATIONS I'VE BEEN PRESCRIBED. HOWEVER, SO FAR I'VE GOTTEN NOWHERE.

ONE ADDITIONAL NOTE ON TIMOLOL, THE FIRST OF THE MEDICATIONS PRESCRIBED TO TREAT MY GLAUCOMA. THE OPTOMETRIST HERE AT MOSHANNON PRESCRIBED THIS MEDICATION WITHOUT CONSULTING WITH THE OPHTHALMOLOGIST. NOW, I'M SUFFERING THE CONSEQUENCES WITHOUT BEING ABLE TO SEE OR SPEAK ~~TO~~ TO A SPECIALIST. AS YOU CAN IMAGINE, I'M SERIOUSLY WORRIED ABOUT MY WELL-BEING (INCLUDING THE POSSIBILITY OF MY LOSING MY VISION PERMANENTLY).

#### BACKGROUND

ON NOVEMBER 3<sup>RD</sup>, 2020, I REQUESTED THAT THE WARDEN HERE AT MOSHANNON VALLEY CONSIDER MY REQUEST FOR "COMPASSIONATE RELEASE" DUE TO MY MEDICAL CONDITIONS AND MY VULNERABILITY DURING THIS COVID-19 PANDEMIC. WARDEN L. J. ODDO DENIED THE REQUEST CITING THAT I HAVE A PUBLIC SAFETY FACTOR OF DEPORTABLE ALIEN AND THEREFORE, APPEAR TO BE INELIGIBLE FOR "COMPASSIONATE RELEASE."

SUBSEQUENTLY, ON NOVEMBER 20<sup>TH</sup>, 2020 GEO DIRECTOR OF OPERATIONS, ANGELA DUNBAR DENIED MY STEP 2 ADMINISTRATIVE REMEDY STATING THAT I HAVE A DETAINER AND A PUBLIC SAFETY FACTOR OF DEPORTABLE ALIEN DUE TO MY CITIZENSHIP TO COLOMBIA THUS MAKING ME APPARENTLY

INELIGIBLE FOR A "COMPASSIONATE RELEASE" AT THIS TIME.

JAILS AND PRISONS ARE "HOT SPOTS" OF COVID-19. JAILS AND PRISONS CREATE THE IDEAL ENVIRONMENT FOR TRANSMISSION OF CONTAGIOUS DISEASES, PARTICULARLY ONE WHICH SPREADS WITH THE STEALTH OF COVID-19. THE REASON IS READILY APPARENT, LIKE NURSING HOMES, CRUISE SHIPS AND HOMELESS SHELTERS, CORRECTIONAL INSTITUTIONS HOUSE LARGE POPULATIONS IN CLOSE QUARTERS AND SHARED SPACES.

AT MOSHANNON VALLEY, I AM PRESENTLY HOUSED DORMITORY-STYLE WITH APPROXIMATELY 70 OTHER INMATES. IT IS PRACTICALLY IMPOSSIBLE TO "SOCIAL DISTANCE" AS WE ARE QUARANTINED, LOCKED-DOWN IN OUR POD 24-7. NONE OF US HAVE EVER BEEN TESTED FOR COVID-19 EVEN THOUGH AS OF YESTERDAY, THE B.O.P. WEBSITE REPORTS THAT 55 INMATES AT MOSHANNON VALLEY HAVE TESTED POSITIVE. THIS IS SOMETHING NEW SINCE THE WARDEN HAS INSISTED THAT WE HAVE NO POSITIVE CASES DESPITE HAVING AN ENTIRE UNIT; C UNIT HOUSING APPROXIMATELY 400 INMATES RESTRICTED FROM THE REST OF THE COMPOUND FOR WEEKS NOW. IT'S HARD TO BELIEVE THAT NONE OF THOSE INMATES HAVE COVID-19. STAFF LEAVE AND RETURN DAILY, POTENTIALLY INTRODUCING THE VIRUS INTO THE ENVIRONMENT.

DESPITE MEASURES TAKEN BY THE B.O.P. TO PREVENT THE TRANSMISSION OF COVID-19 AMONG ITS INMATE POPULATION, THE VIRUS HAS ALREADY HAD A SERIOUS IMPACT ON MANY B.O.P. FACILITIES. ACCORDING TO THE WASHINGTON POST DATED NOVEMBER 12<sup>TH</sup>, 2020, MORE THAN 173,000 INMATES NATIONWIDE HAVE CONTRACTED THE CORONAVIRUS, AND ALMOST 1,300 HAVE DIED (AS REPORTED BY THE UCLA LAW COVID-19 BEHIND BARS DATA PROJECT). AT LEAST 37,000 CORRECTIONS WORKERS HAVE TESTED POSITIVE AND 78 HAVE DIED. A STUDY PREPARED FOR THE

NATIONAL COMMISSION ON COVID-19 AND CRIMINAL JUSTICE REPORTS THAT THE RATE OF CORONAVIRUS CASES IN FEDERAL AND STATE PRISONS IS MORE THAN FOUR TIMES THE NATIONAL RATE. WHEN ADJUSTED FOR AGE, SEX AND ETHNICITY, THE MORTALITY RATE IN FEDERAL PRISONS IS TWICE THAT OF THE GENERAL POPULATION.

CONCLUSION

FOR THE FOREGOING REASONS, I RESPECTFULLY REQUEST THAT THE COURT GRANT ME A REDUCTION IN SENTENCE TO TIME SERVED ALLOWING ME TO BE RELEASED TO IMMIGRATION AUTHORITIES.

RESPECTFULLY SUBMITTED

RUBEN RESTREPO

PHILIPSBURG, DECEMBER 12<sup>TH</sup>, 2020

HONORABLE JUDGE VICTOR MARRERO  
DANIEL PATRICK MOYNIHAN UNITED STATES COURTHOUSE  
500 PEARL STREET  
NEW YORK, NY 10007-1312  
REF: RUBEN RESTREPO HOYAS  
REGISTER N° 40969-037

DEAR JUDGE MARRERO,

I RESPECTFULLY SUBMIT THIS LETTER TO LET YOU KNOW  
THAT :

1) I HAVE BEEN WAITING ON MY MEDICAL RECORDS SINCE  
THE SECOND WEEK OF NOVEMBER. AS YOU CAN SEE ON THE  
INMATE REQUEST TO A STAFF MEMBER DATED 11/30/20, MEDICAL  
STATES THAT I HAVE 2 CHARTS AND THAT THEY STILL HAVE  
1 MORE CHART TO COPY.

ON 12/08/20, MEDICAL DEDUCTED \$34.20 FROM MY INMATE  
ACCOUNT FOR COPIES OF MY MEDICAL RECORDS. HOWEVER,  
AS OF TODAY SATURDAY DECEMBER 12<sup>TH</sup>, I STILL HAVEN'T  
RECEIVED THEM. FROM MEDICAL TO MY UNIT IS ROUGHLY A  
2 MINUTE WALK.

YOUR HONOR, WITH ALL DUE RESPECT I BELIEVE THIS  
DELAY IN MY MEDICAL RECORDS IS THE INSTITUTION'S WAY  
OF GETTING BACK AT ME FOR MY WRITING UP THE STAFF.

2) MOSHANNON VALLEY NOW HAS CLOSE TO 100 INMATES WHO HAVE TESTED POSITIVE INCLUDING 2 IN MY POD/LIVING QUARTERS IN THE LAST FEW DAYS. AS I MENTIONED IN MY REQUEST FOR COMPASSIONATE RELEASE, THERE IS VERY LITTLE IF ANY SOCIAL DISTANCING, NONE OF US HAVE BEEN TESTED FOR COVID-19 AND I FEEL EXTREMELY VULNERABLE CONSIDERING MY MEDICAL CONDITIONS AND THIS CORONAVIRUS OUTBREAK WHICH SEEMS TO BE SPREADING LIKE WILDFIRE.

YOUR HONOR, I AM GOING TO SEND YOU EVERYTHING I HAVE FIRST THING MONDAY MORNING. SHOULD YOU NEED TO SEE MY MEDICAL RECORDS TO CONFIRM THE VERACITY AND SEVERITY OF MEDICAL CONDITIONS, I WOULD APPRECIATE THE COURT REQUESTING MY RECORDS DIRECTLY FROM THIS INSTITUTION.

THANK YOU FOR YOUR CONSIDERATION, RESPECTFULLY,

RUBEN RESTREPO

40969-037





The GEO Group, Inc.

Sent via email 11/27

# INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: MEDICAL RECORDS  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

On 11-10-20 I submitted a request asking for a copy of my medical records. The answer was that I was going to be charge for whatever extra page ~~that~~ over 180 with is ok. the request was stamped as received on 11-20-20 I don't know why. It's been 17 days since then and I have not heard from you, or got my records. I need them for legal purposes →

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)  
(USE EL ATRO LADO DE LA HOJA IS MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Pestrepo H. Ruben D No./Numero: 40969-037

CASE MANAGER: Ms. Moschella DATE: 11-27-20

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PG UNIT/UNIDAD: D1-14L

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)  
DATE/FECHA:  
DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

WE RECIEVED YOUR REQUEST FOR RECORDS. RECORDS WITH BE FORTH COMING.

REMINDER:

THERE IS A CHARGE OF .10 CENTS PER PAGE FOR ANY PAGES OVER 180.

RECEIVED  
11-30-20

Officer/Official

IM-004 ATTACHMENT A

MVCCPS IM-004 10/2005

you have 2 charts.  
I am working on it.  
1 more chart to copy.



The GEO Group, Inc.

# INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: Ms. Brown, Ms. Hall, mis Nichols (Medical Records)  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

It has been 30 days I requested my medical records. the money as payment for them has been withdrawn from my money account 4 days ago. Are you going to release them to me ever? I'm needing this copies to be send to Honorable Federal Judge Victor MARRERO.

Copy of this request to: Mrs. McArdle, Acting Facility Administ  
(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)  
(USE EL ATRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Pestrepo H Ruben D No./Numero: 40969-03

CASE MANAGER: Ms. Moschella DATE: 12-11-20

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PE UNIT/UNIDAD: D1-14 L

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA: \_\_\_\_\_

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

\_\_\_\_\_  
Officer/Official

IM-004 ATTACHMENT A

PHILIPSBURG, NOVEMBER 29<sup>TH</sup>, 2020

HONORABLE JUDGE VICTOR MARRERO  
DANIEL PATRICK MOYNIHAN UNITED STATES COURTHOUSE  
500 PEARL STREET  
NEW YORK, NY 10007-1312  
REF: RUBEN RESTREPO HOYAS  
REGISTER N° 40969-037

JUDGE MARRERO,

IN ADDITION TO MY PRO-SE MOTION FOR "COMPASSIONATE RELEASE"  
I RESPECTFULLY ENCLOSE A NUMBER OF COP-OUTS OR INMATE REQUESTS  
TO STAFF FOR YOUR REVIEW AND CONSIDERATION:

- TO MEDICAL EXPRESSING CONCERN ABOUT THE MEDICATIONS  
PRESCRIBED TO ME AND THEIR POSSIBLE RISKS OR SIDE EFFECTS  
IN LIGHT OF MY MEDICAL CONDITIONS.
- TO THE WARDEN EXPRESSING CONCERN ABOUT THE STAFF'S  
FAILURE TO WEAR A MASK.

PLEASE NOTE THAT EVEN THOUGH I AM RESPECTFULLY REQUESTING  
YOUR CONSIDERATION FOR "COMPASSIONATE RELEASE", I BELIEVE I ALSO  
MEET THE CRITERIA FOR THE "ELDERLY OFFENDER" RELEASE PROGRAM:

- THE INMATE MUST BE 60 YEARS OF AGE OR OLDER
- THE INMATE MUST HAVE SERVED AT LEAST  $\frac{2}{3}$  OF THEIR SENTENCE 88%
- THE INMATE MUST NOT BE SERVING A SENTENCE OF LIFE IMPRISONMENT



- THE INMATE MUST NOT BE CONVICTED OF A CRIME OF VIOLENCE, SEX OFFENSE, OFFENSE DESCRIBED IN SECTION 2332 b(g)(5)(B) OF TITLE 18, OR OFFENSE UNDER CHAPTER 37 OF TITLE 18.
- THE INMATE MUST NOT HAVE EVER ESCAPED, OR ATTEMPTED TO ESCAPE, FROM A BUREAU INSTITUTION; AND
- THE INMATE MUST HAVE BEEN DETERMINED BY THE BUREAU TO BE AT NO SUBSTANTIAL RISK OF ENGAGING IN CRIMINAL CONDUCT OR OF ENDANGERING ANY PERSON OR THE PUBLIC IF RELEASED TO HOME DETENTION.

THANK YOU FOR YOUR CONSIDERATION,

A handwritten signature in cursive script, appearing to read "R Restrepo".

RUBEN RESTREPO HOYAS

40969-037

Administrative Remedy  
Step 2 – Response

Date Filed: November 18, 2020  
Inmate Name: Ruben Restrepo-Hoyos

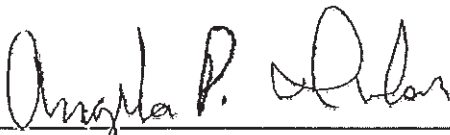
Remedy ID No.: MVCF-2020-2-087  
Reg. No.: 40969-037

This is in response to your Step 2 Administrative Remedy received November 13, 2020, in which you request a Compassionate Release.

A thorough review of your request was completed. At present, your information reveals that you have a detainer. During the designation process, the Bureau of Prisons, Designation and Sentence Computation Center, applied the Public Safety Factor of Deportable Alien, due to your citizenship to Columbia. Immigration and Customs Enforcement Officials lodged a detainer on June 1, 2016, for deportation proceedings.

According to Program Statement 5050.50, all detainees and holds should be resolved. Due to this information, you appear ineligible for a compassionate release at this time.

You have exhausted all of your Administrative Remedies at this level.



Angela Dunbar, Acting Director of Operations

11/20/2020

Date



The GEO Group, Inc.

Correctional Programs  
Administrative Remedies**MOSHANNON VALLEY CORRECTIONAL CENTER****Step 2 Administrative Remedy Form****Paso 2 Forma De Remedio Administrativo**

Name:	BOP Number:
Nombre: RUBEN DARIO RESTREPO-HOYOS	BOP Numero: 40969-037
Date:	Housing Assignment:
Fecha: 11/06/20	Unidad Asignada: D-1/14L
<b>FOR OFFICIAL USE ONLY – PARA USO OFICIAL SOLAMENTE</b>	
Date Received:	Remedy #:
	Date Due:

**Complaint – Reclamo**

Describe your complaint in the section below. Be as concise as possible, but be sure to include enough identifying data to assist in a through investigation (e.g. dates, names, locations, times, etc...) Attach one (1) additional page if necessary and the Informal Resolution Form and Step 1 response with any other supporting documentation.

Describe su telaino en la seccion de abajo. Dea lo mas breve posible, pero asegurese de incluir suficiente informacion para asistir en una completa investigacion (pe.. Fechas, nombres, ubicaciones, tiempos, etc...) Agregue una pagina si es necesario.

MS. ANGELA DUNCAN  
GEO DIRECTOR OF OPERATIONS  
13777 BALLANTYNE CORPORATE PLACE, SUITE 200  
CHARLOTTE, NC 28277

DEAR MS. DUNCAN,

ENCLOSED PLEASE FIND MY STEP 2 ADMINISTRATIVE  
REMEDY FOR YOUR REVIEW AND CONSIDERATION.

RESPECTFULLY SUBMITTED,

RUBEN RESTREPO  
40969-037

Inmate Signature

11/06/20  
Date



## Moshannon Valley Correctional Facility

**INMATE REQUEST TO A STAFF MEMBER**  
**PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL**

TO/PARA: WARDEN L. J. LODDO, FACILITY ADMINISTRATOR  
 (NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

I WOULD APPRECIATE YOUR CONSIDERING ME FOR "COMPASSIONATE  
RELEASE" AMID THIS PRESENT COVID-19 PANDEMIC.  
\*THE EXTRAORDINARY OR COMPELLING CIRCUMSTANCES INCLUDE MY AGE  
66, MY POOR STATE OF HEALTH WHICH INCLUDES MY HAVING SUFFERED A  
HEART ATTACK IN 2015 HERE AT MOSHANNON VALLEY, THE CORONA-VIRUS  
PANDEMIC, THE LITTLE IF ANY SOCIAL DISTANCING AND TESTING HERE →  
 (USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.) (USE EL ATRO LADO DE LA HOJA SI MAS ESPACIO ES ECESITADO.)

NAME/NOMBRE: RUBEN RESTREPO

NO. / Numero: 40969-037

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: EDU PROG UNIT/UNIDAD: D-1/14 L

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.  
 NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE) DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

DATE/FECHA: 11/3/2020

Please see attached response.

Officer/Official

AT MVCC AND THE FACT THAT I'VE ALREADY SERVED 88%  
OF MY SENTENCE.

• MEDICATIONS: PRESENTLY, I'M TAKING THE FOLLOWING MEDICATIONS:

ATORVASTATIN 10 MG ONCE A DAY

BABY ASPRIN 81 MG ONCE A DAY

NITROGLYCERINE (WHICH I CARRY AT ALL TIMES)

• RELEASE PLANS: IF I WERE TO BE RELEASED, I COULD LIVE WITH  
MY SISTER-IN-LAW LINA ZAPATA AT CR 82-CALLE 95 #450 INTERIOR  
232, MEDELLIN, COLOMBIA PHONE 011(574)363-3097. ~~IN~~ TO SUPPORT  
MYSELF, I PLAN ON WORKING AT GUACALES Y EMPAQUES ANTIOQUIA  
CRA 65 #18-10 MEDELLIN, COLOMBIA PHONE 011(574)444-332. MY FINANCIAL  
SUPPORT WOULD COME PRIMARILY FROM MY KIDS MICHELLE TAMAYO,  
KEVIN TAMAYO AND PAULA TAMAYO (ALL THREE ARE U.S. CITIZENS).

AWAITING YOUR COMMENTS AND THANK YOU AGAIN,

RUBEN RESTREPO

40969-037

SHOULD I REQUIRE MEDICAL ATTENTION, I WOULD GO TO CLÍNICA  
CARDIOVASCULAR SANTA MARÍA, CALLE 78B #75-21 MEDELLÍN, COLOMBIA, S.A.  
011(574)322-7090 OR CLÍNICA OFTALMOLOGÍA SAN DIEGO CRA. 43 #2935  
MEDELLÍN, COLOMBIA S.A. 011(574)462-6363. IF NECESSARY, I COULD COVER THIS.



The GEO Group, Inc.

OCT 21

# INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: LJ ODDO, THE FACILITY WARDEN  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)  
RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

SIR, I WILL LIKE TO BE CONSIDER FOR COMPASSIONATE RELEASE, DUE TO MY POOR HEALTH AND MY AGE I AM 67 YEARS OF AGE, HAD HEART ATTACK IN 2015, WHICH QUALIFIED ME FOR THE CURRENT 2/3 RELEASE PROGRAM; ALSO I HAVE SERVED 90% OF MY TERM KINDLY LOOK INTO THIS AND YOUR TIMELY ACTION WILL BE DEEPLY APPRECIATED.

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)  
(USE EL ATRO LADO DE LA HOJA IS MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Pestredo H. Ruben D No./Numero: 40969-037

CASE MANAGER: Ms. Moschella DATE: 10/26/20

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PE UNIT/UNIDAD: D1-14L

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA: 10/27/2020

DISPOSITION: (NO ESCRIBA EN ESTE ESPACIO)

Please see attached response. Resubmit request with appropriate details included.

Officer/Official

IM-004 ATTACHMENT A

## MEMORANDUM



Date: October 27, 2020

To: Restrepo-Hoyos, Ruben Dario  
Reg. No.: 40969-037

From:  L. J. Oddo, Facility Administrator

Moshannon Valley  
Correctional Facility  
555 GEO Drive  
Philipsburg, PA 16866  
(814)768-1200

[www.geogroup.com](http://www.geogroup.com)

**RE: INMATE REQUEST TO A STAFF MEMBER**

---

I am in receipt of your Inmate Request to a Staff Member requesting a Compassionate Release.

Per BOP PS 5050.50, Compassionate Release/Reduction in Sentence, you must provide the extraordinary or compelling circumstances which could not reasonably have been foreseen by the court at the time of your sentencing. Your request to the Facility Administrator must at a minimum contain:

1. The extraordinary or compelling circumstances that the inmate believes warrant consideration.
2. Proposed release plans, including where the inmate will reside, how the inmate will support himself/herself, and, if the basis for the request involves the inmate's health, information on where the inmate will receive medical treatment, and how the inmate will pay for such treatment.

I trust this addresses your concerns.





November 3, 2020

Inmate: Restrepo-Hoyos, Ruben Dario  
Reg. No.: 40969-037

GEO Secure Services™  
Moshannon Valley Correctional Facility  
555 GEO Drive  
Philipsburg, PA 16866  
Tel: 814-768-1200  
  
www.geogroup.com

Re: Inmate Request to Staff requesting Consideration of Compassionate Release.

I write in response to the Compassionate Release Request received November 2, 2020. A review of the request has been completed pursuant to Bureau of Prisons Program Statement 5050.50 dated January 17, 2019, Compassionate Release/Reduction in Sentence: Procedures for Implementation of 18 U.S.C §§ 3582 and 4202(g).

After careful review of your request, it appears that you are ineligible based on the requirements for consideration set forth by the Bureau of Prisons.

**Detainer Status:** (Yes) or No – If an inmate has an ICE Detainer or the Public Safety Factor of Deportable Alien, the inmate is ineligible for community based programs to include halfway house, home confinement, and compassionate releases; however, if a decision is made in regards to his deportation status and he is determined to be not deportable, the inmate becomes eligible for those programs.

The following section would need to be filled out on all eligible cases:

**Twelve (12) month institutional history:**

N/A ENCLOSED PLEASE FIND MY 12-MONTH INSTITUTIONAL HISTORY FOR YOUR REVIEW AND CONSIDERATION.

**Verifiable release plan:**

N/A IF I WERE TO BE RELEASED, I COULD LIVE WITH MY SISTER-IN-LAW LINA ZAPATA AT CR 82 - CALLE 95 # 450 INTERIOR 232, MEDELLIN, COLOMBIA 011(574)363-3097.

**Offense History:**

N/A OFF/CHG: 21:846 CONSPIRACY TO DISTRIBUTE AND POSSESS WITH INTENT TO DISTRIBUTE HEROIN, IN VIOLATION OF 21:841(B)(1)(A)

**Security Level of Facility:**

N/A PRESENTLY, I AM INCARCERATED AT MOSHANNON VALLEY, A LOW SECURITY LEVEL FACILITY IN PHILIPSBURG, PENNSYLVANIA.





***PATTERN Score:***

N/A ENCLOSED PLEASE FIND MY "PATTERN SCORE" FOR YOUR REVIEW AND CONSIDERATION.

***Age and vulnerability of the inmate to COVID-19, in accordance with the CDC Guidelines:***

N/A PRESENTLY, I AM 66 AND SUFFER FROM POOR HEALTH INCLUDING THE CONSEQUENCES OF HAVING HAD A HEART ATTACK IN 2015 HERE AT MVCC, THE COVID-19 PANDEMIC, THE LITTLE IF ANY SOCIAL DISTANCING AND LACK OF TESTING  
***Other Factors:*** HERE AT THIS INSTITUTION,

During the designation process, the Bureau of Prisons, Designation and Sentence Computation Center, applied the Public Safety Factor of Deportable Alien, due to your citizenship to Colombia. Immigration and Customs Enforcement Officials re-lodged a detainer on June 1, 2016, and a decision by immigration officials in regards to your deportation status remains pending and you must be made available for IHP processing before the Executive Office of Immigration Review.

Given the above factors, it does not appear that you are eligible for Compassionate Release. This recommendation is non-final and may be appealed thru the Bureau of Prisons Administrative Remedy Procedures outlined in the Inmate Admission and Orientation Handbook.

It should also be noted that we are following the CDC and Bureau of Prisons Guidelines for social distancing, sanitation, education, screening of staff and inmates, and quarantine, as well as established universal precautions to every extent possible.

Sincerely,

A handwritten signature in black ink, appearing to read "J. J. Oddo".

J. J. Oddo  
Facility Administrator

cc: SSIM  
Contracting Officer

MVCA0	540*23	*	SENTENCE MONITORING	*	10-27-2020
PAGE	001	*	COMPUTATION DATA	*	07:04:09
			AS OF 10-27-2020		

REGNO...: 40969-037 NAME: RESTREPO-HOYOS, RUBEN DARIO

FBI NO.....: 175917EA4	DATE OF BIRTH: 01-20-1954	AGE: 66
ARS1.....: MVC/A-DES		
UNIT.....: UNIT D	QUARTERS.....: D01-014L	
DETAINERS.....: YES	NOTIFICATIONS: NO	

HOME DETENTION ELIGIBILITY DATE: 05-06-2021

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.  
THE INMATE IS PROJECTED FOR RELEASE: 11-06-2021 VIA GCT REL

RELEASE AUDIT COMPLETED ON 10-14-2020 BY DSCC

-----CURRENT JUDGMENT/WARRANT NO: 020 -----

COURT OF JURISDICTION.....: NEW YORK, SOUTHERN DISTRICT  
DOCKET NUMBER.....: 12 CR 859  
JUDGE.....: MARRERO  
DATE SENTENCED/PROBATION IMPOSED: 09-12-2014  
DATE COMMITTED.....: 10-03-2014  
HOW COMMITTED.....: US DISTRICT COURT COMMITMENT  
PROBATION IMPOSED.....: NO

	FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
NON-COMMITTED.:	\$100.00	\$00.00	\$00.00	\$00.00

RESTITUTION...: PROPERTY: NO SERVICES: NO AMOUNT: \$00.00

-----CURRENT OBLIGATION NO: 010 -----

OFFENSE CODE.....: 391 21:846 SEC 841-851 ATTEMPT  
OFF/CHG: 21:846 CONSPIRACY TO DISTRIBUTE AND POSSESS WITH INTENT TO  
DISTRIBUTE HEROIN, IN VIOLATION OF 21:841(B) (1) (A)

SENTENCE PROCEDURE.....: 3559 PLRA SENTENCE  
SENTENCE IMPOSED/TIME TO SERVE.: 120 MONTHS  
DATE OF OFFENSE.....: 12-18-2012

G0002 MORE PAGES TO FOLLOW . . .

MVCA0	540*23	*	SENTENCE MONITORING	*	10-27-2020
PAGE	002	*	COMPUTATION DATA	*	07:04:09
			AS OF 10-27-2020		

REGNO...: 40969-037 NAME: RESTREPO-HOYOS, RUBEN DARIO

-----CURRENT COMPUTATION NO: 020 -----

COMPUTATION 020 WAS LAST UPDATED ON 10-08-2019 AT DSC AUTOMATICALLY  
COMPUTATION CERTIFIED ON 11-07-2014 BY DESIG/SENTENCE COMPUTATION CTR

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
CURRENT COMPUTATION 020: 020 010

DATE COMPUTATION BEGAN.....: 09-12-2014  
TOTAL TERM IN EFFECT.....: 120 MONTHS  
TOTAL TERM IN EFFECT CONVERTED...: 10 YEARS  
EARLIEST DATE OF OFFENSE.....: 12-18-2012

JAIL CREDIT.....:	FROM DATE	THRU DATE
	02-05-2013	09-11-2014

TOTAL PRIOR CREDIT TIME.....: 584  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED...: 456  
TOTAL GCT EARNED.....: 330  
STATUTORY RELEASE DATE PROJECTED: 11-06-2021  
ELDERLY OFFENDER TWO THIRDS DATE: 10-07-2019  
EXPIRATION FULL TERM DATE.....: 02-05-2023  
TIME SERVED.....: 7 YEARS                      8 MONTHS                      23 DAYS  
PERCENTAGE OF FULL TERM SERVED...: 77.2  
PERCENT OF STATUTORY TERM SERVED: 88.2

PROJECTED SATISFACTION DATE.....: 11-06-2021  
PROJECTED SATISFACTION METHOD...: GCT REL

REMARKS.....: 10-31-14: COMP ENTERED. D/SPS 02-19-16: GED UNSAT. D/SPS  
10-8-19:GED NON-PROMOTABLE UPDT D/DMR

G0002            MORE PAGES TO FOLLOW . . .

MVCA0	540*23 *	SENTENCE MONITORING	*	10-27-2020
PAGE	003 OF 003 *	COMPUTATION DATA	*	07:04:09
		AS OF 10-27-2020		

REGNO...: 40969-037 NAME: RESTREPO-HOYOS, RUBEN DARIO

----- CURRENT DETAINERS: -----

DETAINER NO...: 002  
DATE LODGED...: 02-19-2013  
AGENCY.....: IMMIGRATION & CUSTOMS ENFORCE  
AUTHORITY....: IMMIGRATION & CUSTOMS ENFORCEMENT  
CHARGES.....: POSSIBLE DEPORTATION  
                  RELODGE 06-01-2016 ALLENWOOD, PA

G0000            TRANSACTION SUCCESSFULLY COMPLETED



The GEO Group, Inc.

# INMATE REQUEST TO A STAFF MEMBER PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: MS. MOSCHELA, CASE MANAGER

(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTANCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

I WOULD APPRECIATE IF YOU COULD GIVE ME A COPY OF  
MY 12-MONTH INSTITUTIONAL HISTORY, MY "PATTERN SCORE", MY MOST  
RECENT TEAM AND COMPUTATION SHEET

THANK YOU,

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)  
(USE EL ATRO LADO DE LA HOJA IS MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: RUBEN RESTREPO No./Numero: 40969-037CASE MANAGER: ~~MR. MOSCHELA~~ MS. MOSCHELA DATE: 11/06/20WORK ASSIGNMENT/ASIGNACION DE TRABAJO: EDU PROG UNIT/UNIDAD: D-1/14 L

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA: \_\_\_\_\_

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

\_\_\_\_\_  
Officer/Official

IM-004 ATTACHMENT A

DATE REVIEWED: 12/6/19

INSTITUTION: MVC UNIT: D  
INMATE NAME: Restrepo Hays REG NO: 40969-037  
Ruben Dario

FIRST STEP ACT (Circle One):

ELIGIBLE /

INELIGIBLE

RECIDIVISM RISK LEVEL (Circle One): MINIMUM LOW MEDIUM HIGH

MVCAF 540*23 *	SENTENCE MONITORING	*	11-06-2020
PAGE 001 *	COMPUTATION DATA	*	11:01:21
	AS OF 11-06-2020		

REGNO...: 40969-037 NAME: RESTREPO-HOYOS, RUBEN DARIO

FBI NO.....: 175917EA4	DATE OF BIRTH: 01-20-1954	AGE: 66
ARS1.....: MVC/A-DES		
UNIT.....: UNIT D	QUARTERS.....: D01-014L	
DETAINEES.....: YES	NOTIFICATIONS: NO	

HOME DETENTION ELIGIBILITY DATE: 05-06-2021

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.  
THE INMATE IS PROJECTED FOR RELEASE: 11-06-2021 VIA GCT REL

RELEASE AUDIT COMPLETED ON 10-14-2020 BY DSCC

-----CURRENT JUDGMENT/WARRANT NO: 020 -----

COURT OF JURISDICTION.....: NEW YORK, SOUTHERN DISTRICT  
DOCKET NUMBER.....: 12 CR 859  
JUDGE.....: MARRERO  
DATE SENTENCED/PROBATION IMPOSED: 09-12-2014  
DATE COMMITTED.....: 10-03-2014  
HOW COMMITTED.....: US DISTRICT COURT COMMITMENT  
PROBATION IMPOSED.....: NO

	FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
NON-COMMITTED..:	\$100.00	\$00.00	\$00.00	\$00.00

RESTITUTION...: PROPERTY: NO SERVICES: NO AMOUNT: \$00.00

-----CURRENT OBLIGATION NO: 010 -----

OFFENSE CODE.....: 391 21:846 SEC 841-851 ATTEMPT  
OFF/CHG: 21:846 CONSPIRACY TO DISTRIBUTE AND POSSESS WITH INTENT TO  
DISTRIBUTE HEROIN, IN VIOLATION OF 21:841(B) (1) (A)

SENTENCE PROCEDURE.....: 3559 PLRA SENTENCE  
SENTENCE IMPOSED/TIME TO SERVE.: 120 MONTHS  
DATE OF OFFENSE.....: 12-18-2012

G0002 MORE PAGES TO FOLLOW . . .

MVCAF 540*23 *	SENTENCE MONITORING	*	11-06-2020
PAGE 002 *	COMPUTATION DATA	*	11:01:21
	AS OF 11-06-2020		

REGNO...: 40969-037 NAME: RESTREPO-HOYOS, RUBEN DARIO

-----CURRENT COMPUTATION NO: 020 -----

COMPUTATION 020 WAS LAST UPDATED ON 10-08-2019 AT DSC AUTOMATICALLY  
COMPUTATION CERTIFIED ON 11-07-2014 BY DESIG/SENTENCE COMPUTATION CTR

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
CURRENT COMPUTATION 020: 020 010

DATE COMPUTATION BEGAN.....: 09-12-2014  
TOTAL TERM IN EFFECT.....: 120 MONTHS  
TOTAL TERM IN EFFECT CONVERTED...: 10 YEARS  
EARLIEST DATE OF OFFENSE.....: 12-18-2012

JAIL CREDIT.....:	FROM DATE	THRU DATE
	02-05-2013	09-11-2014

TOTAL PRIOR CREDIT TIME.....: 584  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED...: 456  
TOTAL GCT EARNED.....: 330  
STATUTORY RELEASE DATE PROJECTED: 11-06-2021  
ELDERLY OFFENDER TWO THIRDS DATE: 10-07-2019  
EXPIRATION FULL TERM DATE.....: 02-05-2023  
TIME SERVED.....: 7 YEARS                      9 MONTHS                      2 DAYS  
PERCENTAGE OF FULL TERM SERVED...: 77.5  
PERCENT OF STATUTORY TERM SERVED: 88.5

PROJECTED SATISFACTION DATE.....: 11-06-2021  
PROJECTED SATISFACTION METHOD....: GCT REL

REMARKS.....: 10-31-14: COMP ENTERED. D/SPS 02-19-16: GED UNSAT. D/SPS  
10-8-19:GED NON-PROMOTABLE UPDT D/DMR

G0002            MORE PAGES TO FOLLOW . . .



MVCAF 540*23 *	SENTENCE MONITORING	*	11-06-2020
PAGE 003 OF 003 *	COMPUTATION DATA	*	11:01:21
	AS OF 11-06-2020		

REGNO.: 40969-037 NAME: RESTREPO-HOYOS, RUBEN DARIO

----- CURRENT DETAINERS: -----

DETAINER NO.: 002  
DATE LODGED.: 02-19-2013  
AGENCY.....: IMMIGRATION & CUSTOMS ENFORCE  
AUTHORITY....: IMMIGRATION & CUSTOMS ENFORCEMENT  
CHARGES.....: POSSIBLE DEPORTATION  
                  RELODGE 06-01-2016 ALLENWOOD, PA

G0000            TRANSACTION SUCCESSFULLY COMPLETED

MVCAF 542\*22 \*  
PAGE 001 OF 001 \*

SENTENCE MONITORING  
GOOD TIME DATA  
AS OF 11-06-2020

\* 11-06-2020  
\* 11:01:30

REGNO...: 40969-037 NAME: RESTREPO-HOYOS, RUBEN DARIO  
ARS 1...: MVC A-DES PLRA  
COMPUTATION NUMBER...: 020 PRT ACT DT:  
LAST UPDATED: DATE.: 10-08-2019 FACL...: DSC CALC: AUTOMATIC  
UNIT.....: UNIT D QUARTERS.....: D01-014L  
DATE COMP BEGINS....: 09-12-2014 COMP STATUS.....: COMPLETE  
TOTAL JAIL CREDIT...: 584 TOTAL INOP TIME.....: 0  
CURRENT REL DT.....: 03-12-2022 SAT EXPIRES FULL TERM DT: 02-05-2023  
PROJ SATISFACT DT...: 11-06-2021 SAT PROJ SATISF METHOD...: GCT REL  
ACTUAL SATISFACT DT.: ACTUAL SATISF METHOD:  
DAYS REMAINING.....: FINAL PUBLIC LAW DAYS:  
GED PART STATUS.....: 02-08-2016 GED UNSAT DEPORT ORDER DATED...: 0000000000

-----GOOD CONDUCT TIME AMOUNTS-----

START DATE	STOP DATE	MAX POSSIBLE TO		ACTUAL TOTALS		VESTED AMOUNT	VESTED DATE
		DIS	FFT	DIS	FFT		
02-05-2013	02-04-2014	54	54				
02-05-2014	02-04-2015	54	108				
02-05-2015	02-04-2016	54	162				
02-05-2016	02-04-2017	42	204				
02-05-2017	02-04-2018	42	246				
02-05-2018	02-04-2019	42	288				
02-05-2019	02-04-2020	42	330				
02-05-2020	02-04-2021	42					
02-05-2021	02-04-2022	42					
02-05-2022	02-05-2023	42					

TOTAL EARNED AMOUNT.....: 330  
TOTAL EARNED AND PROJECTED AMOUNT.....: 456

G0005 TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED

MVCAF 606.00 \* MALE CUSTODY CLASSIFICATION FORM \* 11-06-2020  
PAGE 001 OF 001 11:01:05

## (A) IDENTIFYING DATA

REG NO.: 40969-037 FORM DATE: 01-28-2020 ORG: MVC  
NAME: RESTREPO-HOYOS, RUBEN DARIO

MGTV: NONE

PUB SFTY: ALIEN

MVED:

## (B) BASE SCORING

DETAINER: (0) NONE SEVERITY: (3) MODERATE  
MOS REL.: 21 CRIM HIST SCORE: (02) 3 POINTS  
ESCAPES: (0) NONE VIOLENCE: (1) > 10 YRS MINOR  
VOL SURR: (0) N/A AGE CATEGORY: (0) 55 AND OVER  
EDUC LEV: (2) NO VERFD HS/ NO GED DRUG/ALC ABUSE: (0) NEVER/>5 YEARS

## (C) CUSTODY SCORING

TIME SERVED: (5) 76-90% PROG PARTICIPAT: (1) AVERAGE  
LIVING SKILLS: (1) AVERAGE TYPE DISCIP RPT: (5) NONE  
FREQ DISCIP RPT: (3) NONE FAMILY/COMMUN: (4) GOOD

## --- LEVEL AND CUSTODY SUMMARY ---

BASE	CUST	VARIANCE	SEC	TOTAL	SCORED	LEV	MGMT	SEC	LEVEL	CUSTODY	CONSIDER
+8	+19	-3	+5	LOW			N/A			IN	DECREASE

G0005 TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED

**Individualized Reentry Plan - Program Review (Inmate Copy)**

SEQUENCE: 01266179

Dept. of Justice / Federal Bureau of Prisons

Team Date: 06-22-2020

Plan is for inmate: RESTREPO-HOYOS, RUBEN DARIO 40969-037

Facility: MVC MOSHANNON VALLEY CI      Proj. Rel. Date: 11-06-2021  
 Name: RESTREPO-HOYOS, RUBEN DARIO      Proj. Rel. Mthd: GCT REL  
 Register No.: 40969-037      DNA Status: NYM02703 / 02-25-2013  
 Age: 66  
 Date of Birth: 01-20-1954

**Detainers**

Detaining Agency	Remarks
POSSIBLE DEPORTATION	RELODGE 06-01-2016 ALLENWOOD, PA

**Current Work Assignments**

Fac	Assignment	Description	Start
MVC	PRO ED ORD	ED ORDERLIES	01-23-2020

**Current Education Information**

Fac	Assignment	Description	Start
MVC	ESL EXEMPT	ESL NEED-PERMANENTLY EXEMPT	10-29-2014
MVC	GED UNSAT	GED PROGRESS UNSATISFACTORY	02-08-2016
MVC	GED XN	EXEMPT GED NON-PROMOTABLE	06-27-2016

**Education Courses**

SubFac	Action	Description	Start	Stop
MVC	C	CONT. ED. ENGLISH GRAMMAR	02-27-2019	06-21-2019
MVC	W	ESL/LITERACY 1400-1530	01-14-2016	02-02-2016

**Discipline History (Last 6 months)**

Hearing Date	Prohibited Acts
--------------	-----------------

\*\* NO INCIDENT REPORTS FOUND IN LAST 6 MONTHS \*\*

**Current Care Assignments**

Assignment	Description	Start
CARE1	HEALTHY OR SIMPLE CHRONIC CARE	08-24-2005
SCRN1-MH	SCRN1-MENTAL HEALTH	09-22-2014

**Current Medical Duty Status Assignments**

Assignment	Description	Start
REG DUTY W	REGULAR DUTY W/MED RESTRICTION	09-23-2019
WGT 15 LB	WEIGHT-NO LIFTING OVER 15 LBS	09-23-2019
YES F/S	CLEARED FOR FOOD SERVICE	09-23-2019

**Current Drug Assignments**

Assignment	Description	Start
ED WAIT HX	DRUG EDUCATION WAIT-RQ HIST	10-06-2014

**FRP Details**

Most Recent Payment Plan
--------------------------

FRP Assignment: COMPLT FINANC RESP-COMPLETED Start: 10-22-2014

Inmate Decision: AGREED \$25.00 Frequency: QUARTERLY

Payments past 6 months: \$0.00 Obligation Balance: \$75.00

**Financial Obligations**

No.	Type	Amount	Balance	Payable	Status
1	ASSMT	\$100.00	\$75.00	IMMEDIATE	WAIT PLAN
** NO ADJUSTMENTS MADE IN LAST 6 MONTHS **					
2	ASSMT	\$100.00	\$0.00	IMMEDIATE	COMPLETEDZ
** NO ADJUSTMENTS MADE IN LAST 6 MONTHS **					

**Payment Details**

Trust Fund Deposits - Past 6 months: \$1,286.36 Payments commensurate ? Y

New Payment Plan:

\*\* No data \*\*



# Individualized Reentry Plan - Program Review (Inmate Copy)

SEQUENCE: 01266179

Dept. of Justice / Federal Bureau of Prisons

Team Date: 06-22-2020

Plan is for inmate: RESTREPO-HOYOS, RUBEN DARIO 40969-037

## Most Recent Payment Plan

## Progress since last review

Earned satisfactory/ average work evaluations as a Pro Ed Orderly, maintained clear conduct, completed English Grammar class, and did not enroll in any new classes.

## Next Program Review Goals

Earn good work evaluations.

Maintain clear conduct.

Enroll in educational/vocational classes.

\*\*Watch the callouts for the 40 hour drug program.

His short term goal would be to enroll in a literacy, wellness, or leisure course.

Participate in organized recreational activities.

Stay in contact with family and friends.

## Long Term Goals

Completed by PRD of 11-06-2021.

Earn good work evaluations as a Pro Ed Orderly to demonstrate good work ethic.

Maintain clear conduct to ensure no loss of privileges and to earn all available good conduct time.

Enroll in educational/vocational classes to further your education and to learn a skill/ trade to be used upon release.

\*\*Watch the callouts for the 40 hour drug program to learn the long term effects of alcohol/ drug abuse. His long term goal would be to complete an ACE, wellness or leisure class by next program review.

Participate in organized recreational activities, hobby craft, and reading books to promote good health and well being.

Stay in contact with family and friends by writing letters, telephone calls, and visits to maintain a strong support system.

## RRC/HC Placement

No.

Criminal alien releasing to custody of ICE.

Consideration has been given for Five Factor Review (Second Chance Act):

- Facility Resources : N/A

- Offense : N/A

- Prisoner : N/A

- Court Statement : N/A

- Sentencing Commission : N/A

Criminal alien releasing to custody of ICE

## Comments

ITTCO, No Current Treaty exists between the United States and the foreign country.



**Individualized Reentry Plan - Program Review (Inmate Copy)**

SEQUENCE: 01266179

Dept. of Justice / Federal Bureau of Prisons

Team Date: 06-22-2020

Plan is for inmate: RESTREPO-HOYOS, RUBEN DARIO 40969-037

Name: RESTREPO-HOYOS, RUBEN      DNA Status: NYM02703 / 02-25-2013  
Register No.: 40969-037  
Age: 66  
Date of Birth: 01-20-1954

\_\_\_\_\_  
Inmate (RESTREPO-HOYOS, RUBEN DARIO. Register No.: 40969-037)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Unit Manager / Chairperson

\_\_\_\_\_  
Case Manager

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**Individualized Reentry Plan - Program Review (Inmate Copy)**

SEQUENCE: 01266179

Dept. of Justice / Federal Bureau of Prisons

Team Date: 12-31-2019

Plan is for inmate: RESTREPO-HOYOS, RUBEN DARIO 40969-037

Facility: MVC MOSHANNON VALLEY CI      Proj. Rel. Date: 11-06-2021  
 Name: RESTREPO-HOYOS, RUBEN DARIO      Proj. Rel. Mthd: GCT REL  
 Register No.: 40969-037      DNA Status: NYM02703 / 02-25-2013  
 Age: 65  
 Date of Birth: 01-20-1954

**Detainers**

Detaining Agency	Remarks
POSSIBLE DEPORTATION	RELODGE 06-01-2016 ALLENWOOD, PA

**Current Work Assignments**

Fac	Assignment	Description	Start
MVC	UNT D AM	UNIT D WORKER AM	06-11-2019

**Current Education Information**

Fac	Assignment	Description	Start
MVC	ESL EXEMPT	ESL NEED-PERMANENTLY EXEMPT	10-29-2014
MVC	GED UNSAT	GED PROGRESS UNSATISFACTORY	02-08-2016
MVC	GED XN	EXEMPT GED NON-PROMOTABLE	06-27-2016

**Education Courses**

SubFac	Action	Description	Start	Stop
MVC	C	CONT. ED. ENGLISH GRAMMAR	02-27-2019	06-21-2019
MVC	W	ESL/LITERACY 1400-1530	01-14-2016	02-02-2016

**Discipline History (Last 6 months)**

Hearing Date	Prohibited Acts
--------------	-----------------

\*\* NO INCIDENT REPORTS FOUND IN LAST 6 MONTHS \*\*

**Current Care Assignments**

Assignment	Description	Start
CARE1	HEALTHY OR SIMPLE CHRONIC CARE	08-24-2005
SCRN1-MH	SCRN1-MENTAL HEALTH	09-22-2014

**Current Medical Duty Status Assignments**

Assignment	Description	Start
REG DUTY W	REGULAR DUTY W/MED RESTRICTION	09-23-2019
WGT 15 LB	WEIGHT-NO LIFTING OVER 15 LBS	09-23-2019
YES F/S	CLEARED FOR FOOD SERVICE	09-23-2019

**Current Drug Assignments**

Assignment	Description	Start
ED WAIT HX	DRUG EDUCATION WAIT-RQ HIST	10-06-2014

**FRP Details**

Most Recent Payment Plan
--------------------------

FRP Assignment: COMPLT FINANC RESP-COMPLETED Start: 10-22-2014

Inmate Decision: AGREED \$25.00 Frequency: QUARTERLY

Payments past 6 months: \$0.00 Obligation Balance: \$75.00

**Financial Obligations**

No.	Type	Amount	Balance	Payable	Status
1	ASSMT	\$100.00	\$75.00	IMMEDIATE	WAIT PLAN
** NO ADJUSTMENTS MADE IN LAST 6 MONTHS **					
2	ASSMT	\$100.00	\$0.00	IMMEDIATE	COMPLETEDZ
** NO ADJUSTMENTS MADE IN LAST 6 MONTHS **					

**Payment Details**

Trust Fund Deposits - Past 6 months: \$1,071.96 Payments commensurate ? Y

New Payment Plan:

\*\* No data \*\*

**Individualized Reentry Plan - Program Review (Inmate Copy)**

SEQUENCE: 01266179

Dept. of Justice / Federal Bureau of Prisons

Team Date: 12-31-2019

Plan is for inmate: RESTREPO-HOYOS, RUBEN DARIO 40969-037

**Most Recent Payment Plan****Progress since last review**

Earned satisfactory/ average work evaluations as a Unit Orderly, maintained clear conduct, and completed English Grammar class.

**Next Program Review Goals**

Earn good work evaluations.  
 Maintain clear conduct.  
 Enroll in educational/vocational classes.  
 \*\*Watch the callouts for the 40 hour drug program.  
 His short term goal would be to enroll in a literacy, wellness, or leisure course.  
 Participate in organized recreational activities.  
 Stay in contact with family and friends.

**Long Term Goals**

Completed by 12-31-2020.

Earn good work evaluations as a Unit Orderly to demonstrate good work ethic.  
 Maintain clear conduct to ensure no loss of privileges and to earn all available good conduct time.  
 Enroll in educational/vocational classes to further your education and to learn a skill/ trade to be used upon release.  
 \*\*Watch the callouts for the 40 hour drug program to learn the long term effects of alcohol/ drug abuse.  
 His long term goal would be to complete an ACE, wellness or leisure class by next program review.  
 Participate in organized recreational activities, hobby craft, and reading books to promote good health and well being.  
 Stay in contact with family and friends by writing letters, telephone calls, and visits to maintain a strong support system.

**RRC/HC Placement**

No.  
 Criminal alien releasing to custody of ICE.  
 Consideration has been given for Five Factor Review (Second Chance Act):  
 - Facility Resources : N/A  
 - Offense : N/A  
 - Prisoner : N/A  
 - Court Statement : N/A  
 - Sentencing Commission : N/A

Criminal alien releasing to custody of ICE

**Comments**

ITTCO, No Current Treaty exists between the United States and the foreign country.





**Individualized Reentry Plan - Program Review (Inmate Copy)**

SEQUENCE: 01266179

Dept. of Justice / Federal Bureau of Prisons

Team Date: 12-31-2019

Plan is for inmate: RESTREPO-HOYOS, RUBEN DARIO 40969-037

Name: RESTREPO-HOYOS, RUBEN      DNA Status: NYM02703 / 02-25-2013  
Register No.: 40969-037  
Age: 65  
Date of Birth: 01-20-1954

\_\_\_\_\_  
Inmate (RESTREPO-HOYOS, RUBEN DARIO. Register No.: 40969-037)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Unit Manager / Chairperson

\_\_\_\_\_  
Case Manager

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

# FOR YOUR INFORMATION

The GEO Group, Inc.

## INMATE REQUEST TO A STAFF MEMBER PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: MEDICAL - DR RESIAK  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)  
RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

TODAY I WAS GIVEN A NEW MEDICATION; BRIMONIDINE TARTRATE OPHTHALMIC SOLUTION 0.15%. HOWEVER, IN THE WARNINGS AND PRECAUTIONS SECTION, IT SAYS THAT THIS MEDICATION SHOULD BE USED WITH CAUTION IN PATIENTS WITH CORONARY INSUFFICIENCY AS YOU CAN PROBABLY IMAGINE, I'M HESITANT TO USE IT SINCE I SUFFERED A ~~HEART ATTACK~~ <sup>HEART ATTACK</sup> IN 2015 HERE AT MOSHANNON VALLEY AND STILL DEAL WITH THIS EVERYDAY. THANK YOU!

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)  
(USE EL OTRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: RUBEN RESTREPO No./Numero: 40969-037

CASE MANAGER: MS. MOSCHELA DATE: 11/06/20

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: EDU PROG UNIT/UNIDAD: D-1/14 L

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA: 11-10-20

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

The Dr has renewed this and feel it should be prescribed to you.

K. Andrusko, RN  
Director of Nursing  
MVCF

Officer/Official

IM-004 ATTACHMENT A



The GEO Group, Inc.

# INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: MR. ODDO FA.

(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASSISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

On 11-13-20<sup>2:25 PM</sup> I WAS CURSED OUT FOR THE CO. WHO WAS PASSING OUT THE TOILET PAPER (MR. OKLIN) ONLY BECAUSE I ASKED him to WEAR his MASK properly (his nose was not COVERED) I WAS told, Quote, shut the fuck up. This has not been the quietest time and only I had been CURSED OUT by one of your staff in 2 prior occasions, I WAS told by 2 different CO's, Quote fuck you, for the SAME REASON, then on 11-14-20 cont.

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)

(USE EL OTRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Pastor H. Ruben D No./Numero: 40969-037CASE MANAGER: Ms Moschella DATE: 11-14-20WORK ASSIGNMENT/ASIGNACION DE TRABAJO: DE UNIT/UNIDAD: D1-14C

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA: 12/02/2020

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

Please see attached response.

CE Santa  
Officer/Official

IM-004 ATTACHMENT A

## MEMORANDUM



Date: November 25, 2020

To: Restrepo-Hoyos, Ruben No. 40969-037  
D Unit D1-14L

From:  L. L. Oddo, Facility Administrator

GEO Secure Services™  
Moshannon Valley Correctional Facility  
555 GEO Drive  
Philipsburg, PA 16866  
Tel: 814-768-1200  
[www.geogroup.com](http://www.geogroup.com)

**RE: COPOUT RESPONSE**

---

I am in receipt of your Inmate Request to Staff dated November 14, 2020, concerning issues with staff wearing masks.

Specifically, you indicated in the cop-out dated, November 13 and 14, 2020, that you witnessed staff not wearing their mask and using unprofessional language. I appreciate your concern and take matters of this nature seriously. Although I cannot discuss matter involving staff, I assure you that this matter was addressed.

I hope that this addressed your concerns.

## MEMORANDUM



Date: September 11, 2020

To: Restrepo-Hoyos, Ruben No. 40969-037

In Unit D1-14L

From:  J. J. Oddo, Facility Administrator

GEO Secure Services™  
Moshannon Valley Correctional Facility  
555 GEO Drive  
Philipsburg, PA 16866  
Tel: 814-768-1200  
[www.geogroup.com](http://www.geogroup.com)

**RE: COPOUT RESPONSE**

---

I am in receipt of your Inmate Request to Staff dated August 17, 2020, concerning issues with staff wearing masks.

Specifically, you indicated in the cop-out dated, August 17, 2020, that you witnessed staff talking directly to you and not wearing their mask. I appreciate your concern and take matters of this nature seriously. Although I cannot discuss matter involving staff, I assure you that this matter was addressed.

I hope that this addressed your concerns.

MVCC  
WARDEN'S OFFICE

The GEO Group, Inc.

SEP 03 2020  
lec**INMATE REQUEST TO A STAFF MEMBER**  
**PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL**TO/PARA: MR. ODDO

(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

Sr. Friday August 14 at 5 PM. I was standing in front of the tv. watching a show, I heard a clap next to me. like trying to call my attention. I turned my head to see who was, as soon as I did it Mr Belcher (CO.) started talking to me. He was so close to me, that I felt his breath going inside my breathing system →

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)

(USE EL ATRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Restrepo H. Ruben D. No./Numero: 40969-037CASE MANAGER: Ms. Moschella DATE: 08-17-20WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PE. UNIT/UNIDAD: D1-14L

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA:

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

\_\_\_\_\_  
Officer/Official

IM-004 ATTACHMENT A

Mr. Belcher was not wearing his MASK ON,  
~~asked him~~ I told him he was not supposed  
to talk to inmates without wearing his MASK.  
He did not care, he started walking like if  
nothing had happened. He did not put it  
back on. I went to the Lt. and gave him  
the complaint, then he put his MASK back  
on, but the next day, Saturday the 1<sup>st</sup> he  
(MR. Belcher) was shouting calls from the  
pod door, AGAIN not wearing his MASK.  
PLEASE! ~~asked~~ TALK to MR. Belcher and  
try to make him understand that if ~~for~~  
he is AN ASYMPTOMATIC infected AND I got  
infected by his irresponsible behavior, I  
will most likely to die FOR THE VIRUS (COVID-19)  
than I survived to it. I'm 67, AND HAVE HEARD ~~people~~  
THANKS for your Attention.



MVCC  
WARDEN'S OFFICE

The GEO Group, Inc.

AUG 31 2020  
ac

## INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA:

Mr. Odo FA.

(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFICIAL)

SUBJECT:

STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON:

ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

SR. Today August 18, Mr. Beleber (@O.) again got into our pod at 6:30 PM pull down his mask uncovering his mouth and started shouting while walking around to link up for chaw. After it was done he put his mask back on. Does it make any sense? If this CO. gets infected →

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED)

(USE EL OTRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE:

Restrepo H. Ruben D.

No./Numero:

40969-037

CASE MANAGER:

Ms. Moschella

DATE:

08-18-20

WORK ASSIGNMENT/ASIGNACION DE TRABAJO:

PE

UNIT/UNIDAD:

D1-14C

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA:

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

please see attached response.

Officer/Official

IM-004 ATTACHMENT A

with the community (community) many of us  
(the inmates) will pay the consequence of  
his irresponsible behavior. there was  
already one case positive on your staff, we  
~~were~~ (the inmates) were lucky no one was  
infected, but I'm sure that if Mr Belcher (co.)  
~~get~~ gets infected, many of us is not going to  
make it. It's clear that to Mr Belcher (co.)  
our lives (the inmates) does not mean nothing.  
None of us (the inmates) feel safe when things  
like this happen. It does not matter if you  
keep us under a lockdown if your staff  
don't do the right thing, they are the only  
ones who can get us infected.

THANKS for your attention.

# MEMORANDUM



Date: September 9, 2020

To: Restrepo-Hoyos, Ruben No. 40969-037  
Unit D1-14L

From:  L. J. Oddo, Facility Administrator

GEO Secure Services™  
Moshannon Valley Correctional Facility  
555 GEO Drive  
Philipsburg, PA 16866  
Tel: 814-768-1200  
[www.geogroup.com](http://www.geogroup.com)

**RE: COPOUT RESPONSE**

---

I am in receipt of your Inmate Request to Staff dated August 18, 2020, concerning issues with staff wearing masks.

Specifically, you indicated in the cop-out date, August 18, 2020, that you witnessed staff walking around the pods while not wearing a mask properly. I appreciate your concern and take matters of this nature seriously. Although I cannot discuss matter-involving staff, I assure you that this matter was addressed.

I hope that this addressed your concerns



The GEO Group, Inc.

# INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: Mr. O'DDO  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)  
RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASSISTANCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

So, Friday August 14 at 5 PM. I was standing in front of the TV. watching a show, I heard a clap next to me. like trying to call my attention. I turned my head to see who was, as soon as I did it, Mr Belcher (CO.) started talking to me. He was so close to me, that I felt his breath going inside my breathing system →

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)  
(USE EL OTRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Restrepo H. Ruben D. No./Numero: 40969-037

CASE MANAGER: Ms. Moschella DATE: 08-17-20

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PE. UNIT/UNIDAD: D1-14L

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA:

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

\_\_\_\_\_  
Officer/Official

IM-004 ATTACHMENT A

MR. BELCHER WAS NOT WEARING HIS MASK ON  
~~LAST TIME~~ I told him he was not suppose  
to talk to inmates without wearing his mask.  
He did not care, he started walking like if  
nothing had happened. He did not put it  
back on. I went to the lt. and gave him  
the complaint, then he put his mask back  
on, but the next day, Saturday the 1<sup>st</sup> he  
(MR. BELCHER) was shouting calls from the  
pod door, AGAIN NOT WEARING his MASK  
PLEASE! ~~PLEASE~~ TALK to MR. BELCHER AND  
try to MAKE him understand that if ~~for~~  
he is AN ASYMPTOMATIC infected AND I got  
infected by his irresponsible behavior, I  
will most likely to die for the VIRUS (COVID)  
than I survived to it. I'm 67, AND HAVE HEARD ~~people~~  
THANKS for your Attention.

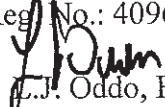


## MEMORANDUM

Date: July 27, 2020

To: Inmate Restrepo

Reg. No.: 40969-037

From:  L.J. Oddo, Facility Administrator

Re: Inmate Request to a Staff Member

Moshannon Valley  
Correctional Facility  
555 GEO Drive  
Phillipsburg, PA 16866

[www.geogroup.com](http://www.geogroup.com)

---

I am in receipt of your Inmate Request to a Staff Member, received July 24, 2020, regarding mask compliance.

MVCF is working to keep the population as well as staff healthy during this time. A mask is to be worn by staff at all times when social distancing can not be maintained. Additionally, inmates have been issued masks to wear. You are encouraged to wear your mask as well when social distancing can not be maintained. The staff compliance issue will be addressed as appropriate.



The GEO Group, Inc.

# INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: Mr. Dudo, T.A.  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

ourself SR. Could you please talk to ms. CORRIGAN (NURSE) and ASKED to stop uncovering her nose and mouth when talking to inmates when she is doing her pill line rounds? It's like if she wants to get us infected if she is infected. Other wise I don't understand why she keeps doing it.  
thanks for your help. Last times she did it 07/17/20, 07/19/20

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)  
(USE EL ATRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Restrepo H. Ruben D. No./Numero: 40969-037

CASE MANAGER: Ms. Moschella DATE: 07/20/20

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: P6 UNIT/UNIDAD: D1-14C

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA:

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

\_\_\_\_\_  
Officer/Official

IM-004 ATTACHMENT A



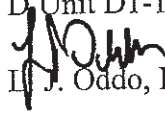
D1-14L

## MEMORANDUM



Date: July 24, 2020

To: Restrepo-Hoyos, Ruben No. 40969-037  
D Unit D1-14L

From:  J. Oddo, Facility Administrator

GEO Secure Services™  
Moshannon Valley Correctional Facility  
555 GEO Drive  
Philipsburg, PA 16866  
Tel: 814-768-1200

[www.geogroup.com](http://www.geogroup.com)

**RE: COPOUT RESPONSE**

---

I am in receipt of your Inmate Request to Staff dated July 9, 2020, concerning issues with staff wearing masks.

Specifically, you indicated in the Cop-out date, July 9, 2020, that you witnessed staff walking around the pods while not wearing a mask. I appreciate your concern and take matters of this nature seriously. Although I cannot discuss matter-involving staff, I assure you that this matter was addressed.

I do encourage you as well as all inmates to wear the masks provided to you each week as added protection for you, other inmates and staff alike.

I hope that this addressed your concerns





The GEO Group, Inc.

MVCC  
WARDEN'S OFFICEJUL 21 2020  
KC

# INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: Mr. ODDO F A.  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

SR, Mr. Kopchik ~~was~~ is the CO. Who was walking around inside the pods in several occasions not wearing his mask on. I happened on Tuesday 7 and Wednesday 8.

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)  
(USE EL ATRO LADO DE LA HOJA IS MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Pestzepe H. Ruben D No./Numero: 40969-037

CASE MANAGER: Ms. Moschella DATE: 07/09/20

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PS UNIT/UNIDAD: D1-14C

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA: \_\_\_\_\_

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

\_\_\_\_\_  
Officer/Official

IM-004 ATTACHMENT A

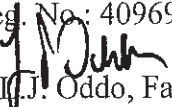
b7-14C



## MEMORANDUM

Date: July 2, 2020

To: Inmate Restrepo  
Reg. No.: 40969-037

From:  I.J. Oddo, Facility Administrator

Re: Inmate Request to a Staff Member

Moshannon Valley  
Correctional Facility  
555 GEO Drive  
Philipsburg, PA 16866

[www.geogroup.com](http://www.geogroup.com)

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I am in receipt of your Inmate Request to a Staff Member, received July 1, 2020, regarding mask compliance.

MVCF is working to keep the population as well as staff healthy during this time. A mask is to be worn by staff at all times when social distancing can not be maintained. Additionally, inmates have been issued masks to wear. You are encouraged to wear your mask as well when social distancing can not be maintained. The staff compliance issue will be addressed as appropriate.



The GEO Group, Inc.

MVCF  
WARDEN'S OFFICE

JUL 01 2020

RC

# INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: Mr. ODDO T.A.  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE,  
AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA  
ASSISTANCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

SE THURSDAY JUNE 25, 15 TO 1200N THE pill  
line nurse when I went to her to get my  
medication she pull down her MASK and  
started talking to me (this has not been the  
first time she does it. I had wrote her many  
times for the same reason.) I ASK her for my

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)

(USE EL ATRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Pestrepo H. Ruben No./Numero: 40969-037

CASE MANAGER: Ms. Moschella DATE: 06/26/20

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PE UNIT/UNIDAD: D1-14

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA:

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

\_\_\_\_\_  
Officer/Official

IM-004 ATTACHMENT A

Medication for her name. And I told her I was going to ~~start~~ start a grievance against her, she did not give me my medication at that time. I went to get my lunch, when I came back to the unit I.T. George, was waiting for me, he asks me to follow him, when we got to the spot he wants us to be, he started threatening me verbally aggressive telling me that if I keep bothering his staff he was going to throw ~~me~~ me to the SHU and I was not going to see the sun light until I get move or transfer from this institution. I'm not trying to give no body a hard time, I'm just trying to protect my life when I ask any of the staff not to uncover their faces while talking to inmates. Am I doing something against the rules when I do this?

~~I asked~~. Does the I.T. have the right to threaten me because I'm trying to protect my life and the inmates population. Please try to do something effective, so this behavior gets to an end. <sup>about it</sup> Many or some C.O.s are doing the same thing the nurse is doing. THANKS for your attention and help.

(P) 40969-037



The GEO Group, Inc.

05/12/20

# INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: Ms Guider and Mr Oddo  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

today at 7.30<sup>PM</sup> the nurse that was doing the pill line in D Unit, walked in without wearing her mask on and was talking on top of the medication she was serving to the people with no mask on, knowing she that among that people are very vulnerable inmates that could die if they get infected with the corona virus.

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)  
(USE EL ATRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Restrepo H. Ruben D. No./Numero: 40969-037

CASE MANAGER: Ms Moschella DATE: 05/12/20

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PE UNIT/UNIDAD: D1-14L

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA: 5/13/20

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

MVCF is working to keep the population as well as staff safe. A meal is to be worn by staff. This issue will be evaluated and dealt with as appropriate. Thank You.

IM-004 ATTACHMENT

RECEIVED  
5-13-20

Officer/Oficial

G. Guier, RN  
Health Service Administrator  
MVCF

it's in your hands to do something to ~~avoid~~  
prevent that some of ~~of~~ us die due to the  
negligence of some of your nurses and  
or ~~the~~ staffs members. We only can get in-  
fected if you got us infected.  
For your attention thanks a lot.





## Moshannon Valley Correctional Center

05/16/20  
05/16/20

**INMATE REQUEST TO A STAFF MEMBER  
PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL**

TO/PARA: Ms. Guider  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

Ms. Guider, I don't know if you talked to nurses  
I gave you the complaint about 05/12/20.  
Today, May 16/20, the same nurse was doing the  
noon pill line round in D poduit, I went to pick  
up my medication, when I was 2 feet away from  
her, she pulled her mask down, leaving her mouth  
(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.) (USE EL ATRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Restrepo H. Ruben D.  
NO. / Numero: 40969-1037

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PE. UNIT/UNIDAD: D 1-14C

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.  
NOTA: Si usted sigue las instrucciones en preparar su petición, puede ser dispuesta más rápida y inteligentemente. Usted será entrevistado si es necesario para poder manejar su petición satisfactoriamente. Su negligencia en declarar su problema específicamente puede resultar en que no se tome alguna acción.

DISPOSITION: (DO NOT WRITE IN THIS SPACE) DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

DATE/FECHA: 5-19-20


Your concern will be taken into and dealt with  
as deemed appropriate.

**RECEIVED**  
**5-19-20**

K. Andrusko, RN  
Director of Nursing  
MVCF

Officer/Official

uncover, and started talking to her. I asked her to put it back on, and she started arguing that why I was not wearing mine? It is not mandatory for me to wear a mask on, but I think it is for her, to do it. I don't go out, as she, does. I think this nurse, is a threat to our inmates health, (lives). Is she doing it in purpose? I hope you talk to her, ~~about~~ in a way she can understand ~~that~~ what could happen if one of us gets infected. If this problem keeps on going, I will have no other choice but to start a grievance against whom ever is responsible for our care (health) in this institution.

2B  000





Moshannon Valley Correctional Center

Sunday 05/17/21

**INMATE REQUEST TO A STAFF MEMBER  
PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL**

TO/PARA: Ms. Guider.

(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

SEEN to me that the nurse I been  
complaining about her behavior, don't really  
care for whatever could happen if any of us  
gets infected with the corona virus. today about  
11 AM, she got to pod 1 unit D. ASKED for the  
door to get open, when it got open, she  
(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.) (USE EL OTRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Pestrepo H. Ruben D.NO. / Numero: 40969-037WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PE UNIT/UNIDAD: D1-14C

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.  
NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE) DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

DATE/FECHA: 5-19-20

Your concern will be looked into and dealt with  
as deemed appropriate.

**RECEIVED**  
**5-19-20**

Officer/Official: K. Andrasko, RN  
Director of Nursing  
MVCF

pulled her mask down an inch. Her call for her first pill line patient, 5 seconds later the inmate was at the door in front of her, having his medication. As I understand whatever we spill out of our mouths ~~is~~ stays on the air for at least a minute, if she is infected with no symptoms or eventually she got infected she is going to get a lot of us killed by getting us infected. Drastic measures if she does not want to understand ~~the~~ ~~how~~ how serious the problem is, should be taken against her.

# MEMORANDUM



Date: May 20, 2020

To: Restrepo-Hoyos, Ruben No. 40969-037  
D Unit D1-14L

From:  L. J. Oddo, Facility Administrator

GEO Secure Services™  
Moshannon Valley Correctional Facility  
555 GEO Drive  
Phillipsburg, PA 16866  
Tel: 814-768-1200

[www.geogroup.com](http://www.geogroup.com)

**RE: COPOUT RESPONSE**

---

I am in receipt of your Inmate Request to Staff dated May 14, 2020, concerning issues with staff wearing masks.

Specifically, you indicated in the Cop-out date, May 14, 2020, that you witnessed staff enter the D Unit bubble and remove their masks two days after you wrote this Inmate Request to Staff. I appreciate your concern and take matters of this nature seriously. Although I cannot discuss matter-involving staff, I assure you that this matter was addressed.

I do encourage you as well as all inmates to wear the masks provided to you each week as added protection for you, other inmates and staff alike.

I hope that this addressed your concerns



The GEO Group, Inc.

MVCC  
WARDEN'S OFFICEMAY 20 2020  
Rec

# INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: Mr. Oddo, FA.

(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

today, friday, 05/15/20, 3 outsiders and 0778 staff member, 10 minutes pass 9 AM, @ 11:18 into D unit wearing their masks properly, they went into the bubble. AS SOON AS they got in there, they took them off and stayed there talking, in company of the 2 MVCC officers that were working at that time, who also were not wearing their masks.

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)

(USE EL ATRO LADO DE LA HOJA IS MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Restrepo H. Ruben D No./Numero: 40969-037CASE MANAGER: Ms Moschella DATE: 05/14/20WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PS. UNIT/UNIDAD: D1-14C

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA:

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

\_\_\_\_\_  
Officer/Official

IM-004 ATTACHMENT A

## FOR YOUR INFORMATION



Moshannon Valley Correctional Center

05/16/20  
05/16/20

**INMATE REQUEST TO A STAFF MEMBER**  
**PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL**

TO/PARA: Ms. Guider  
 (NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTANCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

Ms Guider, I don't know if you talked to nurse  
I gave you the complaint about 05/12/20.  
Today, May 16/20, the same nurse was doing the  
noon pill line round in D podhit, I went to pick  
up my medication, when I was 2 feet away from  
her, she pulled her mask down, leaving her mouth  
 (USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.) (USE EL ATRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Restrepo H. Ruben D.

NO. / Numero: 40969-1037

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PE. UNIT/UNIDAD: D 1-14L

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DISPOSITION: (DO NOT WRITE IN THIS SPACE) DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

DATE/FECHA: 5-19-20

Your concern will be looked into and dealt with  
as deemed appropriate.

**RECEIVED**  
**5-19-20**

[Signature]  
 K. Andrusko, RN  
 Director of Nursing  
 MCCC

Officer/Official



# FOR YOUR INFORMATION

The GEO Group, Inc.

## INMATE REQUEST TO A STAFF MEMBER PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: Ms Guidon and Mr Oddo  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

today at 7.30 AM the nurse that was doing the pill line in D Unit, walked in without wearing her mask on and was talking on top of the medication she was serving to the people with no mask on, knowing she that among that people are very vulnerable inmates that could die if they get infected with the corona virus.

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)  
(USE EL ATRO LADO DE LA HOJA IS MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Restrepo H. Ruben D. No./Numero: 40969-037

CASE MANAGER: Ms Moschella DATE: 05/12/20

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PE UNIT/UNIDAD: D1-14C

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

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DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA: 5-13-20

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

All staff is required to wear a simple face mask.  
The issue will be looked into and delt with  
as deemed appropriate.

K. Adame, RN  
Director of Nursing  
MVCC

Officer/Official

IM-004 ATTACHMENT A

RECEIVED  
5-13-20



The GEO Group, Inc.

# INMATE REQUEST TO A STAFF MEMBER

## PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL

TO/PARA: Kitchen Manager  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE, AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

Sir: the MVCC inmate population would be very grateful if you tell your crew kitchen workers, including the C.O's to cover their mouth while they working. ~~It is~~ specially on the main line and salad bar. Thank you.

(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.)

(USE EL ATRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Restrepo H. Roberto No./Numero: 40969-037  
CASE MANAGER: Mrs. Moschella DATE: \_\_\_\_\_

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: Pro E. UNIT/UNIDAD: D1-11

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.

NOTA: Si usted sigue las instrucciones en preparar su peticion, puede ser dispuesta mas rapida y inteligentemente. Usted sera entrevistado si es necesario para poder manejar su peticion satisfactoriamente. Su negligencia en declarar su problema especificamente puede resultar en que no se tome alguna accion.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DATE/FECHA: 03/18/2020

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

We will retrain the workers about wearing beard guards and using safe food handling procedures. I am looking into a way to address your additional Stanton concern. FS Clerk  
Officer/Official

IM-004 ATTACHMENT A

## FOR YOUR INFORMATION



Moshannon Valley Correctional Center

Sunday 05/17/20

**INMATE REQUEST TO A STAFF MEMBER  
PETICION DE INTERNOS PARA UN MIEMBRO INSTITUCIONAL**

TO/PARA: Ms. Guider.  
(NAME AND TITLE OF OFFICER/NOMBRE Y TITULO DEL OFFICIAL)

SUBJECT: STATE, COMPLETELY, BUT BRIEFLY, THE PROBLEM ON WHICH YOU DESIRE ASSISTANCE AND WHAT YOU THINK SHOULD BE DONE. (GIVE DETAILS)

RAZON: ESTIPULE COMPLETO PERO BREVEMENTE EL PROBLEMA CON EL CUAL DESEA ASISTENCIA Y LO QUE DEBE SER HECHO. (DAR DETALLES)

Seen to me that the nurse I been  
complaining about "er behavior, don't really  
care for what's could happen if any of us  
gets infected with the corona virus. today about  
11 AM, she got to pod 1 unit D, asked for the  
door to get open, when it got open, she  
(USE OTHER SIDE OF PAGE IF MORE SPACE IS NEEDED.) (USE EL OTRO LADO DE LA HOJA SI MAS ESPACIO ES NECESITADO.)

NAME/NOMBRE: Pestrepo H. Ruben D.  
NO. / Numero: 40969-037

WORK ASSIGNMENT/ASIGNACION DE TRABAJO: PE UNIT/UNIDAD: D1-14C

NOTE: If you follow instructions in preparing your request, it can be disposed of more promptly and intelligently. You will be interviewed, if necessary, in order to satisfactorily handle your request. Your failure to specifically state your problem may result in no action being taken.  
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DISPOSITION: (DO NOT WRITE IN THIS SPACE) DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

DATE/FECHA: 5-19-20

Your concern will be looked into and dealt with  
as deemed appropriate.

**RECEIVED**  
**5-19-20**

Officer/Off. K. Andrusko, RN  
Director of Nursing  
MVCF



RUBEN RESTREPO HOYOS  
40969-037 D-1/14L  
MVCC  
555 GEO DRIVE  
PHILIPSBURG, PA 16866

HONORABLE JUDGE VICTOR MARRERO  
DANIEL PATRICK MOYNIHAN UNITED STATE  
COURTHOUSE  
500 PEARL STREET  
NEW YORK, NY 10007-1312